

SENATE BILL NO. 486

INTRODUCED BY SHOCKLEY, LASLOVICH

BY REQUEST OF THE SENATE JUDICIARY STANDING COMMITTEE

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A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE OFFENSE OF AGGRAVATED ASSAULT BY INCLUDING IN THE OFFENSE CAUSING REASONABLE APPREHENSION OF SERIOUS BODILY INJURY OR DEATH IN ANOTHER; REVISING THE PENALTY; AND AMENDING SECTION 45-5-202, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

**Section 1.** Section 45-5-202, MCA, is amended to read:

**"45-5-202. Aggravated assault.** (1) A person commits the offense of aggravated assault if the person purposely or knowingly causes serious bodily injury to another or purposely or knowingly, WITH THE USE OF PHYSICAL FORCE OR CONTACT, causes reasonable apprehension of serious bodily injury OR DEATH in another.

(2) A person convicted of aggravated assault shall be imprisoned in the state prison for a term ~~of not less than 2 years or more than~~ NOT TO EXCEED 20 years and may be fined not more than \$50,000, except as provided in 46-18-219 and 46-18-222."

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